IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELALTE SIDE

WRIT PETITION NO.4091 OF 2006

Indian Council for Cultural Relations...Petitioner.

Vs.

Prataprai Nandlal Kothari. ....Respondent.

.....

None for the Petitioner.

.....

CORAM : DR.D.Y.CHANDRACHUD, J.

June 26, 2006.

P.C. :

The application for the amendment of the Written Statement has been dismissed by the impugned order.

In the plaint in para 1, it has been stated that the Defendants, the Petitioners herein, are tenants in respect of the suit premises. In the Written statement in para 3 it has been specifically admitted that the Petitioners are tenants in the suit premises. The amendment

proposed by the insertion of para 1(b) seeks to withdraw this statement. That is impermissible. Hence, The dismissal of the application for amendment of the written statement does not warrant interference under Article 227 of the Constitution. The Petition is dismissed.

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